

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES	)	
COMPANY FOR CERTIFICATES OF PUBLIC	)	CASE NO.
CONVENIENCE AND NECESSITY AND	)	2016-00026
APPROVAL OF ITS 2016 COMPLIANCE PLAN	)	
FOR RECOVERY BY ENVIRONMENTAL	)	
SURCHARGE	)	

ORDER

On March 24, 2016, Kentucky Utilities Company (“KU”) filed a petition requesting that the Commission grant KU approval to deviate from filing requirements set forth in 807 KAR 5:001, Section 13(2)(a)(3), which requires a party requesting confidential treatment for documents that are subject to electronic filing procedures to file one copy of the designated information in paper medium with the confidential material redacted, and to file one unredacted copy in paper medium with the confidential material identified by underscoring or highlighting in transparent ink.<sup>1</sup> KU requests that it be permitted to submit attachments to its responses to Commission Staff’s First Request for Information (“Staff’s First Request”), Items 28–32, on electronic storage media in lieu of a copy in paper medium.

As a basis for the request, KU asserts that the number, collective size, and complicated folder structure of the files contained in the designated material render a

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<sup>1</sup> Pursuant to 807 KAR 5:001, Section 13(2)(e), a case conducted by using electronic filing procedures, such as this proceeding, shall comply with procedures established in 807 KAR 5:001, Section 8, except that an unredacted copy of the material for which confidentiality is requested is not to be filed electronically. Therefore, although 807 KAR 5:001, Section 13(2)(a)(3), states that a party shall file ten redacted copies in paper medium of material for which confidentiality is requested, in an electronic case, the filing party would be required to file only one redacted copy in paper medium pursuant to 807 KAR 5:001, Section 8(3).

paper copy impractical. KU states that the attachments to its responses to Staff's First Request, Items 28–32, consist of 800 electronic spreadsheet and production modeling data files contained in over 150 folders that total approximately 7 gigabytes. If printed, the attachments would consume thousands of pages and contain mostly unintelligible data designed to be read by computers. Thus, the attachments are too voluminous and costly to produce in paper form, and the nature of the data would render a paper copy largely useless.

Having carefully considered the petition and the materials at issue, the Commission finds that KU has shown good cause to permit it to deviate from the filing requirements of 807 KAR 5:001, Section 13(2)(a)(3), and that its request for a deviation to file attachments to its responses to Staff's First Request, Items 28–32, on electronic storage media should be granted.

IT IS THEREFORE ORDERED that KU's petition to deviate from the filing requirements of 807 KAR 5:001, Section 13(2)(a)(3), is granted.

By the Commission



ATTEST:

  
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